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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TSAI ET AL.

Application No. 09/752,017

Filed: December 28, 2000

For: BREATHABLE, BIODEGRADABLE/  
COMPOSTABLE LAMINATES

) Art Unit: 1771

) Examiner: Cole, E.

*[Handwritten signature]*

**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Responsive to the Request for Continued Examination, Applicants request further examination in light of the following amendments and remarks which are believed to place the application in condition for allowance.

**In the Claims:**

Please cancel Claims 2 and 14 without prejudice or disclaimer.

Please amend the claims as follows:

*[Handwritten signature]*  
1. (Twice Amended) A breathable, biodegradable/compostable laminate material comprising:

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*Theodore M. Green*

Theodore M. Green, Reg. No. 41,801

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995

Application Number	09/752,017
Filing Date	December 28, 2000
First Named Inventor	Tsai
Group Art Unit	1771
Examiner Name	E. Cole
Attorney Docket Number	11302-0870 (44040-228358)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may file a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

**1. Submission required under 37 C.F.R. § 1.114**

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered)
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on
  - iii.  Other
- b.  Enclosed
  - i.  Preliminary Amendment
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other Petition for One-Month Extension of Time

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a.  Two checks totaling \$860 are enclosed for the following fees:
  - i.  RCE fee under 37 C.F.R. § 1.17(e), REQUIRED when filing the RCE.
  - ii.  Extension of time fee under 37 C.F.R. 1.136 and 1.17.
- b.  The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 11-0855

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Type Name	Theodore M. Green	Reg. No. 41,801
Signature		Date March 25, 2003

**CERTIFICATE OF MAILING OR TRANSMISSION**

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Type Name	Theodore M. Green - Reg. No. 41,801
Signature	

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